

Appl. No.: 07/728,428
Atty. Docket No.: 1989B010A-3
Amendment dated June 20, 2008
Reply to Office Action dated March 20, 2008

REMARKS

This reply is submitted in response to the Office Action dated March 20, 2008.

Claims 1 to 134 are before the Examiner. Claims 1 to 26, 28 to 43, 53, 57 to 59, 75, 76, 88-98, 100-104, 125, 133, and 134 have been cancelled. Claims 27, 44 to 52, 54, 55, 56 and 60 to 74 and 77-124 and 126-132 are pending. All previously withdrawn claims have been rejoined. Claims 48, 64 to 68, 70 to 74, 88, 105, 117 and 121 are amended to correct typographical errors. Claim 99 has been rewritten in independent form.

Applicant respectfully requests that the instant application be reconsidered in light of the above amendments and the following remarks.

Claim Objections

Claims 48, 64 to 68, 70 to 74, 88, 105, 117 and 121 have been objected to for typographical errors. Correction has been made as the Examiner suggested to the claims that have not been cancelled.

Rejection under 35 USC § 112

Claims 48 (and those dependent thereon) and claim 66 have been rejected under 35 USC § 112 for typographical errors. Correction has been made as the Examiner suggested.

Claims 102 and 103 have been rejected under 35 USC § 112. Claims 102 and 103 have been cancelled.

Claim Rejections - Obviousness Type Double Patenting - US 7,205,364

Claims 88-98, 100, 101, and 104 are rejected on the non-statutory ground of obviousness type double patenting over claims 1-7 of US 7,205,364. Claims 88-98, 100, 101, and 104 have been cancelled.

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Claim Rejections -Obviousness Type Double Patenting - USSN 11/387,217

Claims 83-113, 115-121 and 129-131 are provisionally rejected on the non-statutory ground of obviousness type double patenting over claims 1-16 of USSN 11/387,217.

USSN 11/387,217 is abandoned. A notice of appeal was filed in USSN 11/387,217 on February 11, 2008. The two-month deadline expired April 11, 2008. No requests for extension of time have been filed. Applicant has no plans to file any briefs or extensions in USSN 11/387,217. Thus, Applicant respectfully submits that the rejection over USSN 11/387,217 is moot, and requests that the rejection be withdrawn.

Allowance

Applicant thanks the Examiner for allowance of claims 27, 44-47 and 122.

Applicant also thanks the Examiner for the indication of allowability for claims 51, 52, 69, 77-82 and 114, if they were rewritten to be in independent form.

Claims 51 and 52 are dependent on claim 48. The typographical errors to claim 48 have been corrected, therefore Applicant has not rewritten claims 51 and 52 in independent form. Claim 69 is dependent on claim 68. The typographical errors to claim 48 have been corrected, therefore Applicant has not rewritten claim 69 in independent form. Claims 77-82 are dependent (directly or indirectly) on claim 70. The typographical errors to claim 70 have been corrected, therefore Applicant has not rewritten claims 77-82 in independent form. Claim 114 is dependent on claim 105. The typographical errors to claim 105 have been corrected, therefore Applicant has not rewritten claim 114 in independent form.

In light of the above amendments and remarks, Applicant respectfully requests the rejections to the claims be removed and the claims, as amended, be passed to allowance.

Please charge any deficiency in fees or credit any overpayments during the entire pendency of this case to Deposit Account No. 05-1712. Please also charge any petition fees, including fees for extensions of time necessary for the pendency of this case or

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copendency of this application with another application at any time to Deposit Account No. 05-1712.

Respectfully submitted,

June 20, 2008

Date

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